

Message Text

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44

ORIGIN MC-02

INFO OCT-01 EUR-25 ISO-00 PM-07 L-03 DODE-00 EB-11 NSAE-00

RSC-01 TRSE-00 AEC-11 CIAE-00 COME-00 /061 R

DRAFTED BY PM/MC -JHDARBY:LOH

8/29/73 EXT 73947

APPROVED BY PM/MC - JWSIPES

EUR/NE - JFBECELIA

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R 121454Z SEP 73

FM SECSTATE WASHDC

TO AMEMBASSY LONDON

C O N F I D E N T I A L STATE 180990

E.O. 11652: GDS

TAGS: MILI

SUBJECT: SEAKING HELICOPTERS - SALE TO EGYPT

REFS; LONDON 9739, 9740. MC CASE 9942

1. IN ACCORD WITH DEPARTMENT'S ITAR REGULATIONS (10 FAM 180), PRESENT POLICY PROHIBITS THE RE-EXPORT TO EGYPT OF U.S. ORIGIN MUNITIONS LIST TECHNOLOGY AND HARDWARE DERIVING FROM U.S. LICENSING AGREEMENT. HENCE, FIRST SENTENCE YOUR PARAGRAPH 4 NOT CORRECT SINCE RESALE TO EGYPT WOULD BE OBJECTIONABLE PER SE VIS-A-VIS USG POLICY APPLICABLE TO DIRECT U.S. EXPORTS OF SAME EQUIPMENT.

2. GRANTED THE DIFFICULTIES BETWEEN UNITED AIRCRAFT AND WESTLAND IN LATTER'S PERSISTENT REFUSAL TO AMEND U.S. APPROVED LICENSING AGREEMENT TO REFLECT CURRENT POLICIES, IN NO CASE COULD DEPARTMENT SANCTION RESALE SEAKINGS TO EGYPT. RESALE OF HELICOPTERS TO EGYPT IN THIS CASE WITHOUT USG OBJECTION WOULD BE UNDESIRABLE PRECEDENT SINCE OFFICE OF MUNITIONS CONTROL HAS NO PREVIOUS RECORD OF REALES BY SAG OF U.S. ORIGIN EQUIPMENT TO DESTINATIONS PROSCRIBED
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BY USG EXPORT POLICIES.

3. DEPARTMENT THEREFORE CONSIDERING WHAT COMPLIANCE ACTION MIGHT BE UNDERTAKEN AGAINST UNITED AIRCRAFT AS U.S. LICENSOR. WE UNDERSTAND AMENDMENTS TO UNITED AIRCRAFT-WESTLAND AGREEMENT WILL SOON BE SUBMITTED FOR APPROVAL. THESE AMENDMENTS

ACCORDING TO UNITED AIRCRAFT ARE TO THEIR COMMERCIAL ADVANTAGE. THIS MAY GIVE DEPARTMENT SOME LEVERAGE IN LIMITING WESTLAND'S SALES TERRITORY. RUSH

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 12 SEP 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: collinp0
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973STATE180990
Document Source: CORE
Document Unique ID: 00
Drafter: JHDARBY:LOH
Enclosure: n/a
Executive Order: GS SIPES
Errors: N/A
Film Number: n/a
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19730939/aaaabcux.tel
Line Count: 70
Locator: TEXT ON-LINE
Office: ORIGIN MC
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: collinp0
Review Comment: n/a
Review Content Flags:
Review Date: 16 JUL 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <16-Jul-2001 by kellew0>; APPROVED <28 FEB 2002 by collinp0>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: SEAKING HELICOPTERS - SALE TO EGYPT
TAGS: MILI
To: LONDON
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005